

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	Abelson et al.	)	Attorney Docket No.: ORA-001.01
		)	
Serial No.:	10/762,201	)	Group Art Unit: Not Yet Known
		)	
Filed:	January 20, 2004	)	Examiner: Not Yet Assigned
		)	
For:	Combinational Use Of Long-Acting and	)	
	Short-Acting Anti-Histamines for Ocular	)	
	Allergies	)	

**CERTIFICATE OF FIRST CLASS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 27, 2004

By:

  
John Barretto

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.97(b)(3)**

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants and/or their attorney in compliance with the requirements of 37 C.F.R. §§ 1.56 and 1.97. Copies of the documents are also submitted.

This Information Disclosure Statement is being submitted before the mailing date of a first action on the merits; therefore, no fee is due.

Applicants respectfully request that the Examiner consider the listed documents and indicate that each was considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. *See* 37 C.F.R. § 1.97(g). Nor does it constitute an admission that the listed documents are material or constitute "prior art." *See* 37 C.F.R. § 1.97(h). If the Examiner applies the cited documents as prior art against any claim in this application or related application and Applicants determine that the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of said document.

Applicants further reserve the right to take appropriate action to establish the patentability of claims over the listed documents, should the cited documents be applied against the claims of the present application or related applications.

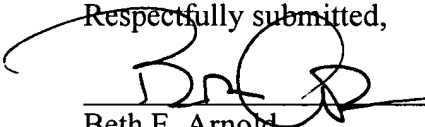
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account, **No. 06-1448, Reference ORA-001.01.**

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (617) 832-1000.

April 27, 2004

**Customer No. 25,181**  
Foley Hoag LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600  
Tel. (617) 832-1288  
Fax (617) 832-7000

Respectfully submitted,

  
\_\_\_\_\_  
Beth E. Arnold  
Reg. No. 35,430  
Attorney for the Applicants

Form PTO-1449

## INFORMATION DISCLOSURE CITATION

IN AN APPLICATION  
(Use several sheets if necessary)

Docket Number (Optional)

ORA-001.01

Application Number

10/762,201

Applicant

Abelson et al.

Filing Date

January 20, 2004

Group Art Unit

Not Yet Known

## U.S. PATENT DOCUMENTS

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
A1	4,407,791	10/04/83	Stark	424/80	424/78	09/28/81
A2	6,274,626	08/14/01	Jonasse et al.	514/568	514/568	12/22/98

## FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
					YES	NO
B1	11-189533	07/13/99	Japan		X	
B2	11-5750	01/12/99	Japan		X	

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages Etc.)

C1	M.B. Abelson et al., (1990) "Conjunctival Allergen Challenge - A Clinical Approach to Studying Allergic Conjunctivitis," <i>Archives of Ophthalmology</i> , Vol. 108, No. 1: pp. 84-88
C2	M.B. Abelson et al., (2003) "Ocular Allergic Disease: Mechanisms, Disease Sub-types, Treatment," <i>The Ocular Surface</i> , Vol. 1, No. 3: pp. 127-149
C3	M.B. Abelson, M.D. and Oliver Loeffler, (2003) "Conjunctival Allergen Challenge: Models in the Investigation of Ocular Allergy," <i>Current Allergy and Asthma Reports</i> , Vol. 3: pp. 363-368
C4	
C5	
C6	
C7	
C8	
C9	
EXAMINER	DATE CONSIDERED